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RCE

PTO/SB/30 (04-05)

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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/852070-Conf. #3533
	Filing Date	May 9, 2001
	First Named Inventor	Daniel K. HILTGEN
	Art Unit	2192
	Examiner Name	M. J. Yigdall
	Attorney Docket Number	SMQ-122RCE/P6281

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Fee Transmittal; Petition for Extension of Time; Return Receipt Postcard

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 12-0080. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature		Date	July 25, 2005
Name (Print/Type)	Christopher J. McKenna	Registration No.	53,302

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV466147855US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: July 25, 2005

Signature: (Christopher J. McKenna)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Daniel K. Hiltgen *et al.*

Application number: 09/852,070

Filed: May 9, 2001

For: *METHOD, SYSTEM, AND PROGRAM FOR  
PROVIDING PATCH EXPRESSIONS USED IN  
DETERMINING WHETHER TO INSTALL A  
PATCH*

Attorney Docket No.: SMQ-122RCE/P6281

Art Unit: 2192

Examiner: M. J. Yigdall

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Date: July 25, 2005

Signature: 

(Kevin J. Canning)

**AMENDMENT AND RESPONSE WITH  
REQUEST FOR CONTINUED EXAMINATION (RCE)**

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Advisory Action mailed June 14, 2005, and preliminary to further examination in accordance with the Request for Continued Examination filed herewith, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.